

Internal Revenue Service

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Department of the Treasury

Washington, DC 20224

Third Party Communication: None

Date of Communication: Not Applicable

Person To Contact:

, ID No.

Telephone Number:

Refer Reply To:

CC:INTL

PLR-139942-06

Date:

March 28, 2007

Taxpayer =

Entity 1 =

Year 1 =

Year 2 =

Year 3 =

Year 4 =

Country A =

Dear :

This is in response to a letter dated June 14, 2006, requesting an extension of time under Treas. Reg. § 301.9100-3 to file annual certifications under Treas. Reg. § 1.1503-2(g)(2)(vi)(B) or under Treas. Reg. § 1.1503-2T(g)(2)(vi)(B), as applicable, for Years 2 through 4 with respect to dual consolidated losses attributable to Entity 1 in Years 1 through 3. Additional information was submitted in a letter dated January 7, 2007. The information submitted for consideration is substantially as set forth below.

The ruling contained in this letter is predicated upon facts and representations submitted by the taxpayer and accompanied by a penalty of perjury statement executed by an appropriate party. This office has not verified any of the material submitted in

support of the request for a ruling. Verification of the factual information, representations, and other data may be required as a part of the audit process.

FACTS

Entity 1 is a disregarded as an entity separate from its owner. Taxpayer's interest in Entity 1 is a hybrid entity separate unit as described in Treas. Reg. § 1.1503-2(c)(4). Entity 1 has activities in Country A that constitute a foreign branch ("Entity 1 Branch") within the meaning of Treas. Reg. § 1.367(a)-6T(g) and dual consolidated losses incurred by Entity 1 Branch in Years 1 through 3 were attributable to those activities. Entity 1 Branch was a separate unit described in Treas. Reg. § 1.1503-2(c)(3)(i)(A) during the years in which the losses were incurred. No dual consolidated losses were attributable to Taxpayer's interest in Entity 1.

HOLDING

Taxpayer is not required to file annual certifications with respect to the dual consolidated losses incurred by Entity 1 Branch because the losses are attributable to a separate unit described in Treas. Reg. § 1.1503-2(c)(3)(i)(A) and, therefore, an extension of time is not necessary in this regard. Treas. Reg. § 1.1503-2(g)(2)(vi)(C).

This ruling is directed only to the taxpayer who requested it. I.R.C. § 6110(k)(3) provides that it may not be used or cited as precedent. No ruling has been requested, and none is expressed, as to the application of any other section of the Code or regulations to the facts presented.

Pursuant to a power of attorney on file in this office, a copy of this ruling letter is being furnished to Taxpayer's authorized representative.

Sincerely,

Thomas D. Beem
Senior Technical Reviewer
CC:INTL:Br1

Enclosure:
Copy for 6110 purposes